

22.04.2024
Item No.410
Ct. No. 29
CHC
Rejected

C.R.M.(A) 1043 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nischinda** Police Station Case No. **193/2023** dated **15/10/2023** under Sections **323/325** of the Indian Penal Code read with Sections **12/8** of the Protection of Children from Sexual Offences Act.

And

In the matter of : Titu Das @ Surojit Das @ Surojit Das
..... petitioner

Mr. Debanshu Ghorai,
Mr. Abhinaba Mukherjee
....for the petitioner

Mr. Sudip Kumar,
Mr. Dattatreya Datta
....for the State

Mr. Sudipta Dasgupta,
Mr. A. Biswas,
Mr. Sondwip Sutradhar
...for the de facto complainant

Petitioner, State and the de facto complainant are represented.

Survivor recorded her statement under Section 164 of the Criminal Procedure Code, where she implicates the petitioner in sexual assault.

Her statement stands corroborated by an eyewitness recording a statement under Section 161 of the Criminal Procedure Code.

Considering the gravity of the offence and involvement of the petitioner transpiring from the materials in the Case Diary, we are unable to grant anticipatory bail to the petitioner.

This application for anticipatory bail is, thus, rejected.

CRM(A) 1043 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)